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2
3 UNITED STATES DISTRICT COURT
4 EASTERN DISTRICT OF CALIFORNIA
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6 JOHN JOSEPH SIMMONS JR.,

7 Plaintiff,

8 v.

9 ANDREW SAUL, Commissioner of Social
10 Security,

11 Defendant.
12

CASE NUMBER: 1:21-cv-00779-GSA

**ORDER GRANTING APPLICATION
TO PROCEED WITHOUT
PREPAYMENT OF FEES**

(Doc. 2)

13
14 Plaintiff having applied to proceed without prepayment of fees (*in forma pauperis*) pursuant
15 to 28 U.S.C. § 1915, the Court hereby ORDERS that the application is granted. The Clerk of Court
16 is hereby ordered to issue summons and new case documents including a Scheduling Order (Social
17 Security Appeal), Order re Consent or Request for Reassignment, notice and form of consent to
18 proceed before a magistrate judge, and USM instructions.

19 Within 14 days of the entry of this order, Plaintiff shall provide service documents to the
20 clerk's office as set forth in the USM Instructions and file a notice with the court upon submission
21 of said documents. The court will enter the stay pursuant to General Order 615 upon the filing of
22 Plaintiff's notice of submission of service documents. Counsel is advised that the 90-day deadline
23 to file the consent/decline form applies notwithstanding the entry of the stay.

24 The United States Marshal is ordered to serve a copy of the complaint, summons and this
25 order upon the Defendant. All costs of service shall be advanced by the United States.
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1 IT IS SO ORDERED.

2 Dated: May 18, 2021

3 /s/ Gary S. Austin
4 UNITED STATES MAGISTRATE JUDGE
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